

6059. Adulteration of tomato pulp. U. S. * * * v. 85 Barrels of Tomato Pulp. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8629. I. S. No. 1515-p. S. No. E-933.)

On December 3, 1917, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 85 barrels of tomato pulp, remaining unsold in the original unbroken packages at Albion, N. Y., alleging that the article had been shipped on or about November 17, 1917, by Ernest Griffith Co., Baltimore, Md., and transported from the State of Maryland into the State of New York, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in substance in the libel for the reason that it consisted in part of a filthy, decomposed, and moldy vegetable substance.

On January 23, 1918, the said Ernest Griffith Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$1,500, in conformity with the section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*